
IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of: Kondrk et al.

Attorney Docket No.: 101-P291/P3157US1

Application No.: 10/687,534

Examiner: Refai, Ramsey

Filed: October 15, 2003

Group: 3627

Title: Method and System for
Submitting Media for Network-Based
Purchase and Distribution

Confirmation No.: 7744

**RESPONSE TO DECISION ON RENEWED PETITION
PURSUANT TO 37 CFR 1.137(a)**

Mail Stop Petition
Commissioner for Patents
P.O. Box 1450
Alexandria, VA 22313-1450
Attn. Paul Shanoski, Sr. Attorney

Sir:

Further to "Decision on Renewed Petition pursuant to 37 CFR 1.137(a)" (hereafter "Decision on Petition") mailed August 12, 2010, Applicants respectfully decline to provide further information. A master docket exists as is plainly evident from the prior submission explaining the Docketing System and the Docket Records. The contents of the Master Docket is highly confidential and offers no useful evidence as the missing Office Action has seen been retrieved online from the USPTO PAIR system and docketed into our system (and indeed already responded to).

To avoid further delay, Applicants request that this paper or the Renewed Petition pursuant to 37 CFR 1.137(a) filed July 12, 2010 be considered as a contingent Petition to Revive the Application under 37 C.F.R. §1.137(b), wherein the entire delay in filing the required reply from the due date for the required reply until the filing of a grantable petition under 37 CFR 1.137(b) was unintentional. If this paper is treated as a Petition to Revive under 37 C.F.R. §1.137(b), please charge the above-referenced deposit account in the amount of the petition fee set forth in 37 C.F.R. §1.17(m) -- with reduction for the previously paid petition fee of set forth in 37 C.F.R. §1.17(l), if available.

12/06/2010 LDI EP1 00000006 504298 10687534
Sale Ref: 00000009 DA# 504298 10687534
01 FC:1453 1620.00 DA

The Commissioner is authorized to charge any fees which may be required, or to credit any overpayment, to Deposit Account No. 504298 (Order No. 101-P291).

Respectfully submitted,

/C. Douglass Thomas/

C. Douglass Thomas
Registration No. 32,947

(408) 955-0535 x701